



Douglas T. Sloan
City Attorney

July 5, 2019

VIA EMAIL: 73491-55912818@requests.muckrock.com

Beryl Lipton
via MuckRock News
DEPT MR 73491
411A Highland Avenue
Somerville, MA 02144-2516

RE: Public Records Request received June 24, 2019
Records pertaining to Water System Privatization

Dear Ms. Lipton:

The Fresno City Attorney's Office has received your June 20, 2019, request for documents under the California Public Records Act (Gov. Code, § 6250 et seq., the Act).

Your request seeks the following:

Materials related to agreements and proposals, solicited and unsolicited, for the ownership, operation and/or management responsibilities of the water system, the sewer system, a water treatment plant, and/or wastewater treatment (or any portions thereof), including (but not limited to) those materials referencing the entities listed below.

Please include as responsive the following records:

- 1. Agreements: Any contracts, services agreements, memorandums of understanding, or like agreements related to the ownership, operation and/or management responsibilities of the water system, the sewer system, a water treatment plant, and/or wastewater treatment (or any portions thereof);*
- 2. Procurement: Any request for qualifications, request for proposals, or other bids (both solicited and unsolicited) for the ownership, operation and/or management of the water system, the sewer system, a water treatment plant, or a wastewater treatment; and*
- 3. Communications: For the period between January 1, 2018 and May 1, 2019, any communication (including postal mail, emails, memoranda, meeting agenda or minutes, presentations, and text messages) between representatives of each utility (including the directors of the utility, general managers, the purchasing director, and any other applicable utility representatives) and representatives from water companies or other private water system operators, including:*

- a. Suez (domain: suez-na.com), including "Jim.Perron@suez-na.com"
- b. Veolia
- c. American Water or a state affiliate, subsidiary, or representative
- d. Aqua America or a state affiliate, subsidiary, or representative.

Within 10 days of our receipt of your request, the City of Fresno (City) is required to provide you a response indicating whether any records will be disclosed, whether any records are exempt and the reasons for the exemption, and the estimated time in which the City will produce any disclosable records. (Gov. Code, § 6253(c).) However, the Act provides that in certain circumstances the City may extend the time to provide the response. (*Id.*)

Your request may involve the need to search for and collect potentially responsive records from facilities or other establishments that are separate from the City Attorney's Office, which is processing your request. Under Government Code section 6253, subdivision (c), paragraph (1), this letter serves as notice that the City will require the permitted extension of time.

Under the Act, an extension of time may not exceed 14 days from the original 10-day deadline, rolling to the next Monday if such date falls on a weekend. We will provide you with a response not later than July 19, 2019. We appreciate your patience and understanding in this matter.

Very truly yours,



FRANCINE M. KANNE
Chief Assistant City Attorney

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